

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO *G0047* OF 2013

IN THE MATTER OF THE IMMIGRATION LAW (2011 REVISION)

AND

IN THE MATTER OF DECISION OF THE IMMIGRATION APPEALS
TRIBUNAL DATED 19 DECEMBER 2012 AND GIVEN TO THE
APPELLANT ON THE 29 JANUARY 2013



BETWEEN: ALLAN NACARIO GUEVARA Appellant

AND: THE IMMIGRATION APPEALS TRIBUNAL Respondent



NOTICE OF ORIGINATING MOTION

Take Notice that the Court will be moved on the day of 2013
at a.m. /p.m., or soon thereafter as Counsel can be heard on behalf of the
above Appellant, Allan Nacario Guevara on Appeal from a decision of the
Respondent, the Immigration Appeal Tribunal, dated the 19 December 2012 and
Given to the Appellant on 29 January 2013.

And Further Notice that The Grounds of Appeal are as follows:-

GROUND OF APPEAL

1. There has been a breach of Natural Justice by The Immigration Appeal tribunal.
2. The Immigration Appeal Tribunal failed to take into account, and or ignored fresh evidence of Change in circumstances in relation to the Appellant.
3. The Immigration Appeal Tribunal misinterpreted the Law in relation to notice of the time and date that the Appeal was to be heard in breach of the rules of Natural Justice.

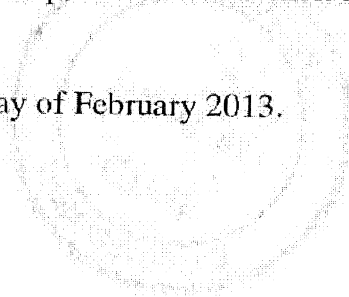
4. The Immigration Appeal Tribunal acted unreasonably when it fettered its discretion to award the Appellant additional points.
5. The Immigration Appeal tribunal erred in Law when it failed to serve on the Appellant the defence of the Caymanian Status and Residency Board.

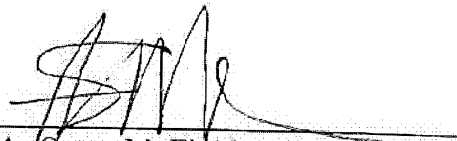
And Further Take Notice that the Appellant Craves leave to file Additional and or Supplementary Grounds of Appeal on Receipt of the Notes of Appeal from The Immigration Appeal Tribunal.

And The Appellant Prays That:

1. The Decision of The Immigration Appeals Tribunal be set aside; and or
2. The matter be sent back to the Immigration Appeal Tribunal for a re-hearing.
3. The Immigration Appeals Tribunal be Ordered to give the Appellant an opportunity to present his case including the reception of fresh evidence.

Dated this 8th day of February 2013.




A. Steve McField & Associates
Attorneys-at-Law for the Appellant

To: The Clerk of The Court

And To: The Immigration Appeals Tribunal

THIS APPEAL was FILED by **A. STEVE MCFIELD & ASSOCIATES** of George Town, Grand Cayman, Cayman Islands, Attorney-at-Law for the Appellant whose address for service is that of her said Attorneys-at-Law.